

Bruce T. Beesley

Honorable Bruce T. Beesley
United States Bankruptcy Judge



Entered on Docket
December 08, 2015

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UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

BK-N- 13-51731-btb
CHAPTER 7

IN RE

Adversary Case No.15-05044 -

SPOT HOLDINGS, INC., fdba SPOT
DEVICES, INC.,
Debtor.

**ORDER APPROVING AMENDED MOTION
TO APPROVE SALE OF ESTATE ASSETS
FREE AND CLEAR OF LIENS AND
ENCUMBRANCES 11 U.S.C. §363(b) AND (f)**

Hearing Date: November 17, 2015
and Time: 2:00 p.m.
Est Time: 5 Minutes

The AMENDED MOTION TO APPROVE SALE OF ESTATE ASSETS FREE AND
CLEAR OF LIENS AND ENCUMBRANCES (11 U.S.C. § 363(b) AND (f) ("Motion")
(Docket No. 119) filed by W. Donald Gieseke, Trustee ("Trustee") of the Chapter 7 bankrupt
estate of SPOT HOLDINGS, INC., fdba SPOT DEVICES, INC., Debtor herein, came before

1 the Court for hearing after notice to all creditors and parties in interest on November 17, 2015,
 2 at 2:00 p.m.; with Stephen R. Harris, Esq., of Harris Law Practice LLC, appearing on behalf of
 3 the Trustee and with the Trustee also present; with Timothy A. Lukas, Esq., of Holland & Hart
 4 LLP appearing on behalf of HAWS CORPORATION (“Haws”); with the Court taking notice of
 5 all of the papers and pleadings on file herein, including the RESPONSE TO AMENDED
 6 MOTION TO APPROVE SALE OF ESTATE ASSETS FREE AND CLEAR OF LIENS AND
 7 ENCUMBRANCES 11 U.S.C. §363 (b) AND (f) [Docket No. 124] filed herein by HAWS
 8 CORPORATION; and with the Court considering the oral presentations of counsel at hearing;
 9 and good cause appearing:

10 **IT IS HEREBY ORDERED** that the Trustee is authorized to sell the shares of
 11 Carmanah common stock in his possession over the period of time so as to not deflate the value
 12 of the stock by placing a large number of shares on the market at one time;

13 **IT IS FURTHER ORDERED** that the Trustee shall sequester the sales proceeds until
 14 Haws' asserted secured claim against the Carmanah common stock is resolved in the pending
 15 adversary proceeding between the parties.

16 **IT IS FURTHER ORDERED** that the parties are to appear before this Court for a
 17 Status Conference related to the sale of the Carmanah common stock on May 3, 2016, at 2:00
 18 p.m.

19 SUBMITTED BY:

APPROVED BY

20
 21
 22 STEPHEN R. HARRIS, ESQ.
 23 HARRIS LAW PRACTICE LLC
 24 6151 Lakeside Drive, Suite 2100
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TIMOTHY A. LUKAS, ESQ.
 HOLLAND & HART LLP
 5441 Kietzke Lane #200
 Reno, NV 89511

25 */s/ Stephen R. Harris*

/s/ Timothy A. Lukas

26 _____
 Attorneys for Trustee

27 _____
 Attorneys for Haws Corporation

CERTIFICATION RE: RULE 9021

In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

☐ The court has waived the requirement set forth in LR 9021(b)(1).

☐ No party appeared at the hearing or filed an objection to the motion.

☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Timothy A. Lukas, Esq. approved
Attorney for Haws Corporation

☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR9014(g), and that no party has objected to the form or content of the order.

Dated this 3rd day of December 2015

/s/ Stephen R. Harris

STEPHEN R. HARRIS, ESQ.